

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF WISCONSIN

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SHANE GRESSEL,

Plaintiff,

v.

Case No. 15-CV-180

JAMES THORPE, et al.,

Defendants.

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**DEFENDANTS' PROPOSED SPECIAL VERDICT**

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Defendants submit the attached proposed special verdict for use at trial  
in this matter.

Dated this 20th day of September, 2017.

Respectfully submitted,

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Wisconsin Attorney General

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**SPECIAL VERDICT**

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Question 1: Did Shane Gressel have dental needs that constituted a serious medical need during any of the following time periods?

- from July 1, 2012 until Shane Gressel had a dental appointment with Dr. James Thorpe on October 18, 2012
- from November 6, 2012 until Shane Gressel had a dental appointment with Dr. James Thorpe on December 6, 2012
- from December 16, 2012 until Shane Gressel was transferred to the Wisconsin Resource Center on January 3, 2013?

\_\_\_\_\_ (Yes or No)

**If you answered “Yes” to Question 1, answer Question 2.**

**If you answered “No” to Question 1, do not answer any more questions.**

Question 2: Was any defendant aware that plaintiff had a serious medical need during any of the time periods listed in Question 1?

Dr. James Thorpe: \_\_\_\_\_ (Yes or No)

Karen Anderson: \_\_\_\_\_ (Yes or No)

**If you answered “Yes” to any part of Question 2, answer the Question No. 3 with respect to that defendant or those defendants.**

**If you answered “No” to all of Question 2, do not answer any more questions.**

Question 3: Did any defendant consciously fail to take reasonable measures to provide treatment for plaintiff’s serious medical need during any of the time periods listed in Question 1?

Dr. James Thorpe: \_\_\_\_\_ (Yes or No)

Karen Anderson: \_\_\_\_\_ (Yes or No)

**If you answered “Yes” to any part of Question 3, answer Questions 4 and 5.**

**If you answered “No” to all of Question 3, do not answer any more questions.**

Question 4: What sum of money, if any, would fairly and reasonably compensate Shane Gressel?

\_\_\_\_\_ (Amount in dollars)

Question 5: Did either of the defendants act with evil motive or intent, or with reckless or callous indifference to the rights of Shane Gressel?

Dr. James Thorpe: \_\_\_\_\_ (Yes or No)

Karen Anderson: \_\_\_\_\_ (Yes or No)

**If you answered “Yes” to any part of Question 5, answer Question 6.**

**If you answered “No” to all of Question 5, do not answer any more questions.**

Question 6: What amount, if any, do you award as punitive damages?

\_\_\_\_\_ (Amount in dollars)